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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MATTHEW PINSLY, derivatively on behalf of
BANC OF AMERICA CORPORATION,

Plaintiff,

v.

BANC OF AMERICA SECURITIES, LLC, BANC OF
AMERICA INVESTMENT SERVICES, INC., KENNETH
D. LEWIS, WILLIAM BARNET, III, FRANK P. BRAMBLE,
SR., JOHN T. COLLINS, GARY L. COUNTRYMAN,
TOMMY R. FRANKS, CHARLES K. GIFFORD, MONICA
C. LOZANO, WALTER E. MASSEY, THOMAS K. MAY,
PATRICIA E. MITCHELL, THOMAS M. RYAN, O. TEMPLE
SLOAN, JR., MEREDITH R. SPANGLER, ROBERT L.
TILLMAN, JACKIE M. WARD, J. STEELE ALPHIN, AMY
WOODS BRINKLEY, AND JOSEPH L. PRICE,

Defendants,

- and -

BANK OF AMERICA CORPORATION,

Nominal Defendant.

No. 12 Civ. 3003 (PKC) (RLE)

ECF Case

STIPULATION OF
VOLUNTARY
DISMISSAL UNDER FED.
R. CIV. P. 41(a)(1) and 23.1

Pursuant to Fed. R. Civ. P. 41 and 23.1 the parties hereby stipulate to the dismissal of this action with prejudice as to putative derivative plaintiff Matthew Pinsly, but without prejudice as to any other putative derivative plaintiff shareholder of Bank of America Corporation. The parties respectfully submit that in view of the foregoing, notice to the shareholders of Bank of America of the proposed voluntary dismissal of this action is unnecessary.

The parties further stipulate that they shall each bear their own costs and expenses.

Dated: February 5, 2014

THE WEISER LAW FIRM, P.C.

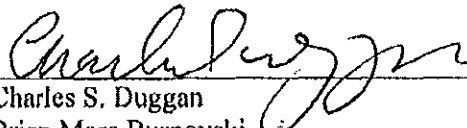
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Patricia E. Mitchell, Thomas M. Ryan, O. Temple
Sloan, Jr., Meredith R. Spangler, Robert L. Tillman,
Jackie M. Ward, J. Steele Alphin, Amy Woods
Brinkley, and Joe L. Price*

Dated: February 5, 2014

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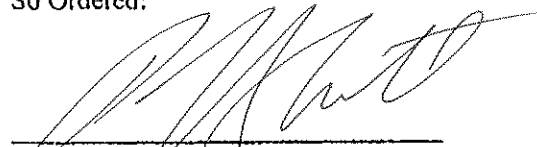
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So Ordered:



U.S.D.J.

2-6-14 